

118TH CONGRESS
1ST SESSION

S. _____

To amend the Food and Nutrition Act of 2008 to permit supplemental nutrition assistance program benefits to be used to purchase additional types of food items.

IN THE SENATE OF THE UNITED STATES

Mr. BENNET introduced the following bill; which was read twice and referred to the Committee on _____

A BILL

To amend the Food and Nutrition Act of 2008 to permit supplemental nutrition assistance program benefits to be used to purchase additional types of food items.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Hot Foods Act of
5 2023”.

6 **SEC. 2. HOT FOOD UNDER SUPPLEMENTAL NUTRITION AS-**
7 **SISTANCE PROGRAM.**

8 Section 3 of the Food and Nutrition Act of 2008 (7
9 U.S.C. 2012) is amended—

1 (1) in subsection (k)(1), by striking “consump-
2 tion except alcoholic beverages, tobacco, hot foods or
3 hot food products ready for immediate consumption
4 other than those authorized pursuant to clauses (3),
5 (4), (5), (7), (8), and (9) of this subsection” and in-
6 serting “consumption, including hot foods or hot
7 food products ready for immediate consumption and
8 excluding alcoholic beverages, tobacco”;

9 (2) in subsection (o)(1)—

10 (A) in the matter preceding subparagraph
11 (A), by striking “and consumption” and insert-
12 ing “or home or immediate consumption”; and

13 (B) in subparagraph (A)—

14 (i) by striking the subparagraph des-
15 ignation and all that follows through “of-
16 fers” and inserting the following:

17 “(A)(i) offers”;

18 (ii) in clause (i) (as so designated), by
19 striking “or” at the end and inserting
20 “and”; and

21 (iii) by adding at the end the fol-
22 lowing:

23 “(ii) of which not more than 50 percent of
24 the total gross sales are from hot foods or hot

1 food products ready for immediate consump-
2 tion; or”; and
3 (3) in subsection (q)(2)—
4 (A) by striking “include accessory” and in-
5 serting the following: “include—
6 “(A) accessory”;
7 (B) in subparagraph (A) (as so des-
8 ignated), by striking the period at the end and
9 inserting “; and”; and
10 (C) by adding at the end the following:
11 “(B) hot foods or hot food products ready
12 for immediate consumption.”.